

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

JESSICA JONES, et al.,

Plaintiffs,

v.

VARSITY BRANDS, LLC, et al.

Defendants.

Case No. 2:20-cv-02892-SHL-tmp

JURY DEMAND

**PLAINTIFFS' MOTION FOR LEAVE TO FILE REPLY IN SUPPORT OF
PLAINTIFFS' MOTION TO RECONSIDER**

Plaintiffs Jessica Jones and Christina Lorenzen (Plaintiffs”) move for leave to file a Reply, attached as Exhibit A, in Support of their Motion to Reconsider, ECF No. 335. In support of this Motion, Plaintiffs assert as follows:

1. On August 1, 2022, the Court issued its order granting in part and denying in part Defendants’ motions to dismiss. ECF No. 333.
2. On August 12, 2022, Plaintiffs filed a motion for reconsideration of the Court’s order, seeking reconsideration only on the arguments that the Court held Plaintiffs had “conceded” by failing to respond. ECF No. 335.
3. On August 26, 2022, Defendants responded in opposition (“Opposition”). ECF No. 345.
4. In Defendants’ Opposition, Defendants engage in hyperbolic rhetoric throughout, accusing Plaintiffs of being “disingenuous,” “misleading,” and engaging in “sleight of hand in a brief fraught with misrepresentations.”
5. Defendants’ Opposition largely ignores Plaintiffs’ primary arguments, and instead is largely comprised of substantive arguments under the TTPA and TCPA that Defendants never raised in their motions to dismiss.
6. Defendants’ Opposition makes factually incorrect statements that Plaintiffs wish to bring to the Court’s attention.
7. Plaintiffs believe that the short Reply attached as Exhibit A will aid the Court in its decision.

Dated: August 30, 2022

Respectfully submitted,

By: /s/ Joseph R. Saveri
Joseph R. Saveri

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CERTIFICATE OF CONSULTATION

I hereby certify, pursuant to Local Rule 7.2(a)(1)(B), that on August 29, 2022, my colleague, David Seidel, emailed counsel for Defendants (specifically Nicole Riccio, Matt Mulqueen, Grady Garrison, Brendan Gaffney, Paul Coggins, and Steven Kaiser) advising them that Plaintiffs intended to file a motion seeking the relief set out above and asking if they opposed. Nicole Riccio responded on August 30, 2022 that “Defendants are not opposed to a reply if the Court concludes it would be helpful.”

/s/ Joseph Saveri

Joseph Saveri